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Defendants
Fenix International Limited
and Fenix Internet LLC

Additional Counsel appear on Signature Block

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
SOUTHERN DIVISION

N.Z., R.M., B.L., S.M., and A.L.,
individually and on behalf of
themselves and all others similarly
situated,

Plaintiffs,

v.

FENIX INTERNATIONAL
LIMITED, FENIX INTERNET LLC,
BOSS BADDIES LLC, MOXY
MANAGEMENT, UNRULY
AGENCY LLC (also d/b/a DYSRPT
AGENCY), BEHAVE AGENCY
LLC, A.S.H. AGENCY, CONTENT
X, INC., VERGE AGENCY, INC.,
AND ELITE CREATORS LLC,

Defendants.

CASE NO.: 8:24-cv-01655-FWS-SSC

Hon. Fred W. Slaughter

**(1) JOINT STIPULATION
CONFORMING HEARING DATES ON
INITIAL DISPOSITIVE MOTIONS TO
THE COURT'S OCTOBER 28, 2024
ORDER; and**

**(2) [PROPOSED] ORDER (filed under
separate cover).**

1 Plaintiffs N.Z., R.M., B.L., S.M., and A.L. (collectively, “Plaintiffs”), Specially
2 Appearing Defendants Fenix International Limited and Fenix Internet LLC (collectively,
3 the “Fenix Defendants), and Defendants Content X, Elite Creators LLC, Moxy
4 Management, and Verge Agency Inc. (collectively with the Fenix Defendants,
5 “Defendants,” and collectively with Plaintiffs, the “Parties”) hereby stipulate and agree as
6 follows:

7 WHEREAS, on July 29, 2024, Plaintiffs filed the complaint in the above-captioned
8 action (ECF No. 1) (“Complaint”) against the Defendants, among others;

9 WHEREAS, based on prior stipulations and Court orders, Defendants’ deadline to
10 plead, move, or otherwise respond to the Complaint was October 25, 2024;

11 WHEREAS, the Parties conducted a pre-motion meet and confer pursuant to Civil
12 Local Rule 7-3 on October 18, 2024;

13 WHEREAS, during the meet and confer call: (1) the Fenix Defendants notified
14 Plaintiffs of their intent to file motions to dismiss the Complaint for forum non conveniens
15 (based on the U.K. forum selection clause in the OnlyFans website’s terms of service), lack
16 of personal jurisdiction, and failure to state a claim, and also notified Plaintiffs that they
17 intend to move to compel Plaintiffs to proceed in their real names, without the use of
18 pseudonyms, in this lawsuit; and (2) the remaining Defendants notified Plaintiffs of their
19 intent to file motions to dismiss the Complaint for failure to state a claim;

20 WHEREAS, the Parties agreed during their meet and confer efforts that the Fenix
21 Defendants’ motions to dismiss for forum non conveniens and to preclude use of
22 pseudonyms should be heard before any Rule 12(b) motions to preserve Party and Court
23 resources and maximize efficiency;

24 WHEREAS, the Parties filed a joint stipulation proposing a sequence and briefing
25 and hearing schedule for Defendants’ initial dispositive motions on October 23, 2024;

26 WHEREAS, the Court granted the Parties’ stipulation and adopted their proposed
27 motion sequencing and schedule on October 28, 2024;

1 WHEREAS, to protect against a potential default in the event the Court elected not
2 to adopt the Parties' stipulation, Defendants filed their Rule 12(b) motions on October 25,
3 2024, along with the Fenix Defendants' forum non conveniens and pseudonyms motions;

4 WHEREAS, the Fenix Defendants noticed their forum non conveniens and
5 pseudonyms motions for hearing on December 19, 2024, and all Defendants noticed their
6 Rule 12(b) motions for hearing on January 30, 2025;

7 WHEREAS, these hearing dates are inconsistent with the schedule the Court adopted
8 in its October 28, 2024 order approving the Parties' October 23, 2024 stipulation;

9 WHEREAS, the Parties desire to conform the hearing dates and schedule for
10 Defendants' motions to the schedule adopted in the Court's October 28, 2024 order;

11 NOW THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and
12 between the Parties, through their undersigned counsel and subject to Court approval, as
13 follows:

14 1. The hearing on the Fenix Defendants' motion to dismiss for forum non
15 conveniens (ECF 60) and motion to preclude use of pseudonyms (ECF 61) is continued to
16 January 30, 2024;

17 2. Plaintiffs shall file their opposition to the forum non conveniens and
18 pseudonyms motions on or before November 22, 2024, as reflected in paragraph 3 of the
19 Court's October 28, 2024 order;

20 3. The Fenix Defendants shall file their replies in support of the forum non
21 conveniens and pseudonyms motions on or before December 20, 2024, as reflected in
22 paragraph 4 of the Court's October 28, 2024 order;

23 4. Defendants' Rule 12(b) motions (ECF 62, 64-67) are withdrawn without
24 default and without prejudice to refiling pursuant to paragraphs 5-7 of the Court's October
25 28, 2024 order;

26 5. Plaintiffs may amend their Complaint on the timetable specified in paragraph
27 6 of the Court's October 28, 2024 order if they wish.

1 DATED: October 31, 2024

2
3 SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

4 By: /s/ Jason D. Russell

5 JASON D. RUSSELL

6 *Attorneys for Specially Appearing Defendants*

7 Fenix International Limited and Fenix Internet LLC

8 *All other signatories listed, and on whose behalf the*
9 *filing is submitted, concur in the filing's content and*
10 *have authorized the filing.*

11 KINGFISHER LAW APC

12 By: /s/ Nithin Kumar

13 NITHIN KUMAR

14 *Attorneys for Defendant*

15 Content X

16 DENTONS US LLP

17 By: /s/ Michael Gehret

18 MICHAEL GEHRET

19 *Attorneys for Defendant*

20 Elite Creators LLC

21 BIRD, MARELLA, RHOW, LINCENBERG, DROOKS
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23 By: /s/ Oliver Rocos

24 OLIVER ROCOS

25 *Attorneys for Defendant*

26 Moxy Management

27 CONSTANGY BROOKS SMITH AND PROPHETE
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